IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

THURSDAY, THE 11TH JANUARY 2007 / 21ST PAUSHA 1928

WP(C).No. 1255 of 2007(Y)

PETITIONER:

REJI CHACKO, S/O. CHACKO,
KULAVELIL OIL MILLS, ETTUMANOOR, KOTTAYAM DISTRICT

BY ADV. SRI.ABRAHAM MATHEW (VETTOOR)
SMT.A.A.GEETHA

RESPONDENTS:

1. STATE OF KERALA,
REPRESENTED BY THE SECRETARY TO GOVERNMENT,
COMMERCIAL TAXES, SECRETARIAT, TRIVANDRUM.

2. THE DEPUTY COMMISSIONER,
COMMERCIAL TAXES, KOTTAYAM.

3. THE COMMERCIAL TAX OFFICER, ETTUMANOOR.

4. THE TAHSILDAR,
REVENUE RECOVERY, KOTTAYAM.

5. THE VILLAGE OFFICER, ATHIRAMPUZHA.

BY GOVT.PLEADER SRI SOJAN JAMES

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R.RAMAN,J.

W.P.(C).NO.1255 OF 2007

Dated this the 11th day of January, 2007

JUDGMENT

The demand raised in Exts.P10 and P12 is respectively for an amount of Rs.52,176/- and Rs.5,01,598/- for the periods 1998-99 and 1999-2000 towards penalty. The petitioner has preferred revision petitions, Exts.P8 and P9 only during November, 2006. As such no direction can be given to dispose of the matter expeditiously, as they are the recently filed revision petitions. No stay application is filed.

2. In the circumstances, the proceedings initiated for recovery of the amount due cannot be faulted. However, if the petitioner pays 25% of the amount due as demanded in Exts.P10 and P12 within a period of one month

from today, there will be an interim stay of recovery of the balance amount, till the revision petitions are disposed of. In case of default, this order will stand automatically cancelled.

Writ Petition is disposed of as above.

P.R.RAMAN,
Judge.

kcv.